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No. 104

House of Representatives

The House met at 2 p.m.

The Chaplain, the Reverend Daniel P. Coughlin, offered the following prayer: Almighty and eternal God, through Your provident goodness, and guided by Your Spirit, you have brought us together for this fall session of the 108th Congress of the United States of America.

Keep us safe and healthy throughout these days. May all our thoughts, words, and actions be pleasing in Your sight and serve the lasting interests of this Nation, so that, as a people, we may become a beacon of light and a lesson in freedom to the rest of the world.

This we pray, now and forever. Amen.

THE JOURNAL

The SPEAKER. The Chair has examined the Journal of the last day's proceedings and announces to the House his approval thereof.

Pursuant to clause 1, rule I, the Journal stands approved.

PLEDGE OF ALLEGIANCE

The SPEAKER. Will the gentleman from Michigan (Mrs. MILLER of Michigan) come forward and lead the House in the Pledge of Allegiance.

Mrs. MILLER of Michigan led the Pledge of Allegiance as follows:

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

MESSAGE FROM THE SENATE

A message from the Senate by Mr. Monahan, one of its clerks, announced that the Senate has passed with amendments in which the concurrence of the House is requested, a bill and a concurrence resolution of the House of the following titles:

H.R. 663. An act to amend title IX of the Public Health Service Act to provide for the

improvement of patient safety and to reduce the incidence of events that adversely affect patient safety, and for other purposes.

The message also announced that the Senate insists upon its amendment to the bill (H.R. 663), "An Act to amend title IX of the Public Health Service Act to provide for the improvement of patient safety and to reduce the incidence of events that adversely affect patient safety, and for other purposes", disagreed to by the House, agrees to the conference asked by the House on the disagreeing votes of the two Houses thereon, and appoints Mr. GREGG, Mr. FRIST, Mr. ENZI, Mr. ALEXANDER, Mr. KENNEDY, Mr. DODD, and Mr. JEFFORDS, to be the conferees on the part of the Senate.

H. Con. Res. 398. Concurrent resolution expressing the concern of Congress over Iran's development of the means to produce nuclear weapons.

The message also announced that the Senate has passed bills, a joint resolution, and concurrent resolutions of the following titles in which the concurrence of the House is requested:

S. 720. An act to amend title IX of the Public Health Service Act to provide for the improvement of patient safety and to reduce the incidence of events that adversely affect patient safety.

S. 2501. An act to designate the facility of the United States Postal Service located at 73 South Euclid Avenue in Montauk, New York, as the "Perry B. Duryea, Jr. Post Office".

S. 2640. An act to designate the facility of the United States Postal Service located at 1050 North Hills Boulevard in Reno, Nevada, as the "Guardians of Freedom Memorial Post Office Building" and to authorize the installation of a plaque at such site, and for other purposes.

S. 2682. An act to designate the facility of the United States Postal Service located at 222 West 8th Street, Durango, Colorado, as the "Ben Nighthorse Campbell Post Office Building".

S.J. Res. 41. Joint resolution commemorating the opening of the National Museum of the American Indian.

S. Con. Res. 81. Concurrent resolution expressing the concern of Congress over Iran's

development of the means to produce nuclear weapons.

S. Con. Res. 106. Concurrent resolution urging the Government of Ukraine to ensure a democratic, transparent, and fair election process for the presidential election on October 31, 2004.

S. Con. Res. 109. Concurrent resolution commending the United States Institute of Peace on the occasion of its 20th anniversary and recognizing the Institute for its contribution to international conflict resolution.

S. Con. Res. 112. Concurrent resolution supporting the goals and ideals of National Purple Heart Recognition Day.

S. Con. Res. 126. Concurrent resolution condemning the attack on the AMIA Jewish Community Center in Buenos Aires, Argentina, in July 1994, and expressing the concern of the United States regarding the continuing, decade-long delay in the resolution of this issue.

S. Con. Res. 133. Concurrent resolution declaring genocide in Darfur, Sudan.

S. Con. Res. 135. Concurrent resolution authorizing the printing of a commemorative document in memory of the late President of the United States, Ronald Wilson Reagan.

COMMUNICATION FROM THE CLERK OF THE HOUSE

The SPEAKER pro tempore (Mr. PENCE) laid before the House the following communication from the Clerk of the House of Representatives:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, July 26, 2004.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Senate on July 23, 2004 at 4:10 p.m.:

That the Senate passed without amendment H.R. 3340.

That the Senate passed without amendment H.R. 3463.

That the Senate passed without amendment H.R. 4222.

□ This symbol represents the time of day during the House proceedings, e.g., □ 1407 is 2:07 p.m.

Matter set in this typeface indicates words inserted or appended, rather than spoken, by a Member of the House on the floor.



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That the Senate passed without amendment H.R. 4327.

That the Senate passed without amendment H.R. 4427.

That the Senate passed without amendment H.R. 4417.

That the Senate passed without amendment H.R. 4842.

That the Senate passed without amendment H.R. 4916.

That the Senate passed without amendment H. Con. Res. 308.

That the Senate passed without amendment H. Con. Res. 439.

That the Senate passed without amendment H. Con. Res. 479.

That the Senate agreed to conference report H.R. 2443.

That the Senate agreed to conference report H.R. 4613.

With best wishes, I am
Sincerely,

JEFF TRANDAHL,
Clerk of the House.

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Under clause 5(c) of rule XX, the Chair announces to the House, that, in light of the resignation of the gentleman from Nebraska (Mr. BEREUTER), the whole number of the House is adjusted to 434.

COMMUNICATION FROM THE HON. ROBERT MENENDEZ, CHAIRMAN, DEMOCRATIC CAUCUS

The Speaker pro tempore laid before the House the following communication from the Honorable ROBERT MENENDEZ, Chairman, Democratic Caucus:

DEMOCRATIC CAUCUS,
HOUSE OF REPRESENTATIVES,
Washington, DC, August 9, 2004.

Hon. J. DENNIS HASTERT,
*Speaker of the House, House of Representatives,
Washington, DC.*

DEAR MR. SPEAKER: Pursuant to clause 5(b)(1) of Rule X, I am writing to inform you that Rep. Rodney Alexander has ceased to be a member of the House Democratic Caucus.

Sincerely,

ROBERT MENENDEZ,
Chairman.

COMMUNICATION FROM THE SPEAKER

The SPEAKER pro tempore laid before the House the following communication from the Speaker:

OFFICE OF THE SPEAKER,
HOUSE OF REPRESENTATIVES,
Washington, DC, August 16, 2004.

Hon. BOB GOODLATTE,
Chairman, Committee on Agriculture, House of Representatives, Washington, DC.

DEAR MR. CHAIRMAN: This is to advise you that Representative Rodney Alexander's election to the Committee on Agriculture has been automatically vacated pursuant to clause 5(b)(1) of rule X effective August 9, 2004.

Sincerely,

J. DENNIS HASTERT,
Speaker of the House.

COMMUNICATION FROM THE SPEAKER

The SPEAKER pro tempore laid before the House the following communication from the Speaker:

OFFICE OF THE SPEAKER,
HOUSE OF REPRESENTATIVES,
Washington, DC, August 16, 2004.

Hon. DUNCAN HUNTER,
Chairman, Committee on Armed Services, House of Representatives, Washington, DC.

DEAR MR. CHAIRMAN: This is to advise you that Representative Rodney Alexander's election to the Committee on Armed Services has been automatically vacated pursuant to clause 5(b)(1) of rule X effective August 9, 2004.

Sincerely,

J. DENNIS HASTERT,
Speaker of the House.

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Pursuant to clause 4 of rule I, Speaker pro tempore TOM DAVIS of Virginia signed the following enrolled bills on Wednesday, July 28, 2004:

H.R. 2443, to authorize appropriations for the Coast Guard for fiscal year 2005, to amend various laws administered by the Coast Guard, and for other purposes;

H.R. 3340, to redesignate the facilities of the United States Postal Service located at 7715 and 7748 S. Cottage Grove Avenue in Chicago, Illinois, as the "James E. Worsham Post Office" and the "James E. Worsham Carrier Annex Building," respectively, and for other purposes;

H.R. 3463, to amend titles III and IV of the Social Security Act to improve the administration of unemployment taxes and benefits;

H.R. 4222, to designate the facility of the United States Postal Service located at 550 Nebraska Avenue in Kansas City, Kansas, as the "Newell George Post Office Building";

H.R. 4226, to amend title 49, United States Code, to make certain conforming changes to provisions governing the registration of aircraft and the recordation of instruments in order to implement the Convention on International Interests in Mobile Equipment and the protocol to the Convention on International Interests in Mobile Equipment on matters specific to aircraft equipment, known as the "Cape Town Treaty";

H.R. 4327, to designate the facility of the United States Postal Service located at 7450 Natural Bridge Road in St. Louis, Missouri, as the "Vitalas 'Veto' Reid Post Office building";

H.R. 4417, to modify certain deadlines pertaining to machine-readable, tamper-resistant entry and exit documents;

H.R. 4427, to designate the facility of the United States Postal Service located at 73 South Euclid Avenue in Montauk, New York, as the "Perry B. Duryea, Jr., Post Office";

H.R. 4613, making appropriations for the Department of Defense for the fis-

cal year ending September 30, 2005, and for other purposes;

H.R. 4842, to implement the United States-Morocco Free Trade Agreement;

H.R. 4916, to provide an extension of highway, highway safety, motor carrier safety, transit, and other programs funded out of Highway Trust Fund pending enactment of a law reauthorizing the Transportation Equity Act for the 21st Century; and

S. 2712, to preserve the ability of the Federal Housing Administration to ensure mortgages under sections 238 and 519 of the National Housing Act.

COMMUNICATION FROM THE CHAIRMAN OF THE COMMITTEE ON TRANSPORTATION AND IN- FRASTRUCTURE

The SPEAKER pro tempore laid before the House the following communication from the chairman of the Committee on Transportation and Infrastructure, which was read and, without objection, referred to the Committee on Appropriations:

HOUSE OF REPRESENTATIVES, COM-
MITTEE ON TRANSPORTATION AND
INFRASTRUCTURE,

Washington, DC, July 27, 2004.

Hon. J. DENNIS HASTERT,
*Speaker of the House,
Washington, DC.*

DEAR MR. SPEAKER: Enclosed are copies of resolutions adopted on July 21, 2004 by the Committee on Transportation and Infrastructure. Copies of the resolutions are being transmitted to the Department of the Army.

Sincerely,

DON YOUNG,
Chairman.

Enclosures.

RESOLUTION, DOCKET 2729, LAKE ERIE
WATERFRONT, EUCLID, OHIO

Resolved by the Committee on Transportation and Infrastructure of the United States House of Representatives, That the Secretary of the Army is requested to review the report of the Chief of Engineers on the Ohio Shoreline of Lake Erie, Euclid to Chagrin River, published as House Document 324, 83rd Congress, 2nd Session, and other pertinent reports to determine whether modifications to the recommendations contained therein are advisable at the present time in the interest of shoreline protection, storm damage reduction, environmental restoration and protection, recreation and other related purposes along the Lake Erie waterfront in Euclid, Ohio.

RESOLUTION, DOCKET 2730, CHERRY RIVER
BASIN, WEST VIRGINIA

Resolved by the Committee on Transportation and Infrastructure of the United States House of Representatives, That the Secretary of the Army is requested to review the report of the Chief of Engineers on the Ohio river and tributaries, Pennsylvania, Ohio and West Virginia, published as House Document 306, 74th Congress, 1st Session, and other pertinent reports to determine whether modifications to the recommendations contained therein are advisable at the present time in the interest of flood damage reduction and other related purposes in the Cherry River basin at Richwood, West Virginia and vicinity.

RESOLUTION, DOCKET 2731, MEADOW RIVER
BASIN, WEST VIRGINIA

Resolved by the Committee on Transportation and Infrastructure of the United